

FROM :

FAX NO. :

Jan. 08 2005 03:14PM P1

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JAN 08 2005

**Dowling Consulting, Inc.**

Interlink 731

PO Box 02-5635

Miami FL 33102-5635

**Fax – For Entry into Formal Record**

DATE:	January 8, 2005	TIME:	12:55 PM EST
TO:	USPTO	FAX:	(703) 872-9306
FROM:	Eric M. Dowling	PHONE:	(305) 735-8533
		FAX:	(305) 437-7670

RE: 09/935,116 — NEGOTIATED WIRELESS PERIPHERAL SYSTEMS

Number of pages including cover sheet: - 16

1. Please file this Restriction Election and Preliminary Amendment and forward the file back to the Examiner for examination.
2. If there is any reason that would prevent this response from being entered, please call 1-305-735-8533 so I can straighten out the problem.

Regards,

Eric M. Dowling

Reg# 44,094

FAX NO. :

Jan. 08 2005 03:14PM P2

EMD-NWP.001A

## PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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**Applicant : Dowling, Eric Morgan**

) FAX TRANSMISSION  
) DATA -

**JAN 08 2005**

Appl. No. : 09/935,116

I hereby certify that this correspondence and all marked attachments are being faxed to (703) 872-9306, on

Filed : April 3, 2000

1/08/05  
(Date)

For : **NEGOTIATED WIRELESS  
PERIPHERAL SYSTEMS**

Eric M. Dowling  
Reg # 44.094

**Examiner : Bharat N. Barot**

Group Art Unit 2155

**ASSISTANT COMMISSIONER FOR PATENTS**  
**WASHINGTON, D.C. 20231**

**Sir:**

Transmitted herewith is a Preliminary Amendment and Response to the restriction requirement Office Action (13 pages) in the above-identified application. Enclosed are:

- (X) Election of species / Preliminary Amendment (13 pages)  
(X) No fees are required  
(X) This transmittal / fee transmittal sheet, in duplicate.  
(X) fax cover sheet

**The fee has been calculated as shown on the following page:**

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FROM :

FAX NO. :

JAN 08 2005

Jan. 08 2005 03:15PM P3

EMD-NWP.001A  
Serial No. 09/935,116

PATENT

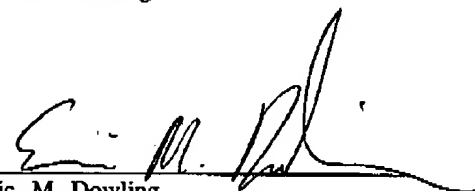
CLAIMS AS FILED

	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDITIONAL FEE
Total Claims	37	MINUS	44	= 0 X	\$ 9	= \$0
Independent Claims	7	MINUS	12	= 0 X	\$ 42	= \$00
If application has been amended to contain multiple dependent claim(s), then add					\$	= \$0
Time Extension Fees:					two months \$	= \$0
					three months \$	= \$0
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT						\$0.00

Eric M. Dowling

Dated: January 8, 2005

By:

  
Eric. M. Dowling  
Registration No. 44,094  
Interlink 731  
PO Box 02-5635  
Miami, FL 33102-5635  
Telephone No. (877) 235-0999  
Facsimile No. (305) 437-7670  
Voice Mail No. (305) 437-7670

FROM :

FAX NO. :

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**JAN 08 2005**

EMD-NPW.001A

PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

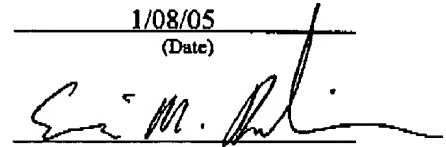
Applicant : Dowling, Eric Morgan  
Appl. No. : 09/935,116  
Filed : April 3, 2000  
For : **NEGOTIATED WIRELESS  
PERIPHERAL SYSTEMS**  
Examiner : Bharat N. Barot  
Group Art Unit 2155

**) FAX TRANSMISSION  
) DATA -**

) I hereby certify that this  
) correspondence and all marked  
) attachments are being faxed to (703)  
) 872-9309, on

1/08/05

(Date)



Eric M. Dowling  
Reg # 44,094

5

**RESPONSE RESTRICTION REQUIREMENT AND PRELIMINARY AMENDMENT**

10 Assistant Commissioner for Patents  
Washington, D.C. 20231

Dear Sir/Madam:

In response to the Office Action dated December 23, 2004, the following  
15 response is provided.

FROM :

FAX NO. :

Jan. 08 2005 03:16PM P5

### ELECTION OF SPECIES

PLEASE ELECT GROUP I. – Claims 1-21. I do not traverse the restriction requirement but elect Group 1, i.e., Claims 1-21.